



1 Ryan Bagdasarian, Anthony Bagdasarian, Cameron Monteiro, and Devin Stewart, represented by  
2 counsel (the “represented Claimants”) (Doc. 13), and by the Stevens, representing themselves *pro se*  
3 (Doc. 14). On May 11, 2012, the represented Claimants filed an answer to the complaint. (Doc. 15.)  
4 The Stevens have not filed an answer.

5 On May 14, 2012, the Stevens filed the instant motion for appointment of counsel. (Doc. 16.)  
6 The Stevens seek appointment of counsel pursuant to the Civil Asset Forfeiture Reform Act  
7 (“CAFRA”) under 18 U.S.C. § 983(b)(2)(A), which gives indigent claimants the right to court  
8 appointed counsel when their primary residence is to be seized.

9 Section 983(b)(2)(A) states:

10 If a person with standing to contest the forfeiture of property in a judicial civil  
11 forfeiture proceeding under a civil forfeiture statute is financially unable to obtain  
12 representation by counsel, and the property subject to forfeiture is real property that  
13 is being used by the person as a primary residence, the court, at the request of the  
14 person, shall insure that the person is represented by an attorney for the Legal  
15 Services Corporation with respect to the claim.

16 In order for the Court to appoint counsel, the Stevens must demonstrate that they are  
17 financially unable to afford counsel and that the Defendant Real Property is their primary residence.  
18 The Stevens have provided no information, declarations, or affidavits to make such a showing.

19 As such, IT IS HEREBY ORDERED that the Stevens’ motion for appointment of counsel  
20 is DENIED WITHOUT PREJUDICE.

21 IT IS SO ORDERED.

22 **Dated: May 21, 2012**

23 **/s/ Sheila K. Oberto**  
24 **UNITED STATES MAGISTRATE JUDGE**